

Curtis A. Smith

March 22, 1966

W. R. Norris

REMOVAL OF SCHNITZER SCALE, GAS PUMP & CONCRETE SLAB

This memo will confirm our conversation of last evening concerning the Matson Contract. There are four items which your department must initiate action upon:

1. Give Schnitzer his 30 day notice for truck scale removal.
2. Have Schnitzer remove his gas pump.
3. Have Schnitzer remove concrete slab on the west side of roadway also all remaining junk in area.
4. Removal of rail in area west of roadway.

As I pointed out last evening, Notice to Proceed to contractor will be issued on March 23, 1966. Contractor expects full completion of all work items by September, 1966.

WRN*s

W. R. Norris
Senior Civil Engineer

cc - E.H. Smith ✓
A.M. Eschbach

(1-6-66)
cc: Traffic

PACIFIC MOLASSES COMPANY

120 WALL STREET
NEW YORK, N.Y. 10005

215 MARKET STREET
SAN FRANCISCO, CALIF. 94105
TELEPHONE 392-7175

P. O. Box 3216
NEW ORLEANS, LA. 70117

July 1, 1966

Mr. E. H. Smith
Assistant Secretary and Controller
Portland Public Docks
3070 N. W. Front Avenue
Portland, Oregon 97210

RECEIVED
THE COMMISSION OF PUBLIC DOCKS
PORTLAND, OREGON

JUL 6 1966

OPER.....TRAFFIC.....
ACCOUNT.....ENCL.....
FILE.....

Dear Ned:

In accordance with the terms of the lease between Portland's Commission of Public Docks and Pacific Molasses Company dated September 2, 1965, specifically paragraph 6, the Company agrees to assume responsibility for the maintenance and repair of the tallow farm facilities as of July 1, 1966. It is understood that the painting of the rehabilitated tallow tanks and associated air clean-up and steam lines is yet to be completed by the Commission, but that this will be done during the current calendar year.

It is understood also that in assuming the maintenance responsibility for the tallow plant at this time, we do not include the new steam boiler referred to in paragraph 7(d) of this Agreement.

Yours sincerely,

PACIFIC MOLASSES COMPANY



Alan D. Ewen
Western Area Manager

ADE/mf

T4T900000380

*McKey call Joe A. when
Monday for
effective date
Full participation*

October 26, 1966

Mr. H. D. Smith
Assistant Manager
Contract and Agency Affairs
Matson Navigation Company
215 Market Street
San Francisco, California 94105

Dear Hy:

We refer again to your letter of October 5 advising that Matson Navigation Company wishes to extend its participation in the Commission's Terminal Tariff No. 3-A.

We have given this careful study, and are agreeable to an extension of the participation. Your suggested form of participation, however, is not acceptable.

As we discussed with you during your recent visit, the terminals have been under litigation for years on the Service and Facilities Charge, and this charge, its definition, and its application have all been upheld by the Federal Maritime Commission. It is our thought that the phraseology suggested in your letter of October 5 would accomplish your purposes, however, might serve as a target for further litigation.

Our attorneys agree with yours in that participation by Matson in the tariff will not require a change in the Lease Agreement with The Commission of Public Docks.

In order to accomplish Matson's objective, we will recommend to our Commission that the exception as shown on the 6th Revised Page No. 1 of the Tariff be deleted. The tariff would then provide that Matson Navigation

Mr. H. D. Smith

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Company voluntarily subscribes to the tariff and is named as a participant thereto. This will enable Matson to bill the Service and Facilities Charge as it so desires.

We confirm your understanding as stated in the next to the last paragraph of your letter, that any collections of the Service and Facilities Charge under such participation would be retained by Matson.

The above assumes that Matson personnel will perform the receiving and delivering of cargo. If, because of congestion or other operational problems, such cargo cannot be received at the Matson leased facility, but must be received over other Commission facilities, the Commission will cooperate and arrange the necessary space for such operation for Matson to do the actual receiving. If the Commission personnel receives the cargo under these circumstances, a full Service and Facilities Charge will be billed to Matson by the Commission.

Our Board of Commissioners is scheduled to meet on Thursday, November 3, and the next scheduled meeting following that will be Thursday, December 1. If you desire that we proceed with the Ordinance in the manner outlined above at the November meeting, we will require your advice to this effect by Tuesday, November 1. The effective date of such ordinance will be 30 days following passage. Please advise.

Yours very truly,

E. H. Smith
Assistant Secretary
and Controller

EHS:gg

cc: Mr. Fred B. Crawford
Asst. General Manager
Port of Seattle

Mr. George T. O'Connell
Matson Navigation Company

Mr. J. J. Usher
Port of Seattle

Mr. Thomas P. Guerin
Commission of Public Docks

Mr. Mickey Mowat
Commission of Public Docks

bcc: Mr. Curt Smith CPD

T4T900000382